

Rec'd PCT/PTO 18 DEC 2006

12/18/06 MON 17:18 FAX 617 535 3869

MCDERMOTT WILL & EMERY

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McDermott Will&Emery

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Date: 18 December 2006

Time Sent:

To:	Company:	Facsimile No:	Telephone No:
	USPTO	3201 571-273-8300	
From:	G. Matthew McCloskey	Direct Phone:	617.535.4082
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Sent By:	Erin M. Olson	Direct Phone:	617.535.38953
Client/Matter/Tkpr:	059380-0050-08657		No
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Message:

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Main Facsimile: 617.535.3800 Facsimile Operator: 617.535.4000

U.S. practice conducted through McDermott Will & Emery
28 State Street Boston, Massachusetts 02109-1775 Telephone: 617.535.4000
BST99 1427125-1.T03792.0011

PAGE 1/7 * RCVD AT 12/18/2006 4:20:16 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/16 * DNIS:2733201 * CSID:617 535 3869 * DURATION (mm:ss):02:30

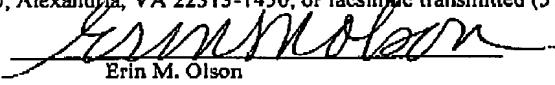
PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: D. Slafer
 Serial No. 10/588,098
 Filing Date January 21, 2005
 Title: Apparatus and Method for Manufacturing Pre-Formatted Linear Optical Data Storage Medium
 Docket: 059380-0050

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Mail Stop PCT, Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted (571-273-8300) to the USPTO, on the date indicated below.

Date: 18 December 2006



Erin M. Olson

3261

Mail Stop PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Enclosed herewith for filing in connection with the above-identified patent application are the following:

- 1) Response To Notice to File Missing Requirements; and
- 2) Copy of Notice to File Missing Requirements Under 35 USC 371 dated October 30, 2006; and
- 3) Declaration and Power of Attorney

The Commissioner is hereby authorized to charge the surcharge fee of \$65.00, further fees which may become due, or credit any overpayment, to Deposit Account Number 50-1133.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Date: 18 December 2006



G. Matthew McCloskey, Reg. No. 47,025
 28 State Street
 Boston, MA 02109-1775
 Telephone: (617) 535-4000
 Facsimile: (617) 535-3800

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Date: 18 December 2006

Erin M. Olson 3201
Erin M. Olson

Mail Stop PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated October 30, 2006, Applicant encloses an executed Declaration and Power of Attorney for Patent Application.

The Commissioner is hereby authorized to charge the surcharge fee of \$65.00, further fees which may become due, or credit any overpayment, to Deposit Account Number 50-1133.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Date: 18 December 2006

G. Matthew McCloskey
 G. Matthew McCloskey, Reg. No. 47,025
 28 State Street
 Boston, MA 02109-1775
 Telephone: (617) 535-4000
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Washington, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/588,098	W. Dennis Slafer	59380-050 (MCMK-004)

INTERNATIONAL APPLICATION NO.

PCT/US05/01856

I.A. FILING DATE	PRIORITY DATE
01/21/2005	01/21/2004

R E C E I V E D
 NOV 02 2006
 MW&E

CONFIRMATION NO. 4357
 371 FORMALITIES LETTER

 OC000000021026629

Toby H. Kusner
 McDermott Will & Emery
 28 State Street
 Boston, MA 02109

Date Mailed: 10/30/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/28/2006
- Copy of the International Search Report filed on 07/28/2006
- Information Disclosure Statements filed on 07/28/2006
- U.S. Basic National Fees filed on 07/28/2006
- Priority Documents filed on 07/28/2006
- Specification filed on 07/28/2006
- Claims filed on 07/28/2006
- Abstracts filed on 07/28/2006
- Drawings filed on 07/28/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

McDermott Will & Emery LLP

SUMMARY OF FEES DUE:

Re: MCMK-4
 Action Date: 10/30/06
 Action Due: 10/30/06
 Docketed By: B Date: 10/30/06

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://spotal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/588,098	PCT/US05/01856	59380-050 (MCMK-004)

FORM PCT/DO/EO/905 (371 Formalities Notice)